



Paper No. 9

DR MELVIN BLECHER
4329 VAN NESS ST NW
SECOND FLOOR
WASHINGTON DC 20016-5625

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OFFICE OF PETITIONS

In re Application of
Stephan, et al.
Application No. 09/940,454
Filed: August 29, 2001
Attorney Docket No. 64688/153

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ON PETITION

This is a decision on the Petition for Revival of an Application Abandoned Unintentionally Under 37 CFR 1.137(b), filed December 2, 2003.

The petition under 37 CFR 1.137(b) is **GRANTED**.

The above-identified application became abandoned for failure to timely file a response to the Notice to File Corrected Application Papers, mailed October 9, 2001. This Notice gave applicants an extendable period of reply of two months to file substitute drawings in compliance with 37 CFR 1.84. No extensions of time were obtained. No substitute drawings having been received, the above-identified application became abandoned on December 10, 2001. A Notice of Abandonment was mailed on November 5, 2003. Petitioner filed a petition to revive under 37 CFR 1.137(a) on November 10, 2003. However, this petition was dismissed in a decision mailed on November 20, 2003.

With the instant petition, petitioner paid the petition fee and made the proper statement of unintentional delay. The required reply, corrected drawings, was previously filed on November 10, 2003.

The application file is being forwarded to the Office of Initial Patent Examination for pre-examination processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 305-0272.

Cliff Congo
Petitions Attorney
Office of Petitions